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Attorneys for Plaintiff SHIRLEY ZELMAN, TRUSTEE,  
F/B/O SHIRLEY ZELMAN LIVING TRUST

[Other Counsel appear on Signature Page]

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

SHIRLEY ZELMAN, TRUSTEE, F/B/O  
SHIRLEY ZELMAN LIVING TRUST, on  
behalf of plaintiff and all others similarly  
situated,

Plaintiff,

v.

JDS UNIPHASE CORPORATION, et al,

Defendants.

Case No. C-02-4656 CW

**CLASS ACTION**  
**ORDER DENYING**  
**STIPULATION FOR ORDER**  
**CONTINUING FURTHER CASE**  
**MANAGEMENT CONFERENCE**

**New Proposed Date:**

**Date: January 29, 2008**

**Time: 2:00 p.m.**

**Courtroom: # 2, 4th Floor**

**Honorable Judge Claudia Wilken**

**STIPULATION FOR ORDER CONTINUING FURTHER CASE MANAGEMENT CONFERENCE**

*Zelman v. JDS Uniphase Corp., et al.,*

*Case No. C-02-4656 CW*

1       **WHEREAS**, the Further Case Management Conference (“Conference”) in the above-  
2 entitled action is scheduled to occur on December 4, 2007 at 2:00 p.m.; and

3       **WHEREAS**, the parties in the above-entitled action have a mutual interest to further  
4 continue the Conference until after judgment is entered following the verdict in the trial of the lead  
5 case, *Pipefitters Local 522 & 633 Pension Trust Fund et v. JDS Uniphase Corporation et al.*, Case  
6 No.4:02-cv-01486-CW, which concluded on November 27, 2007; and

7       **WHEREAS**, Plaintiffs’ Counsel respectfully request the Conference be continued to January  
8 29, 2008 at 2:00 p.m. or at another time convenient for the Court; and

9       **WHEREAS**, the proposed continuance will not prejudice any party and will not cause any  
10 undue delay:

11       **IT IS HEREBY STIPULATED:** by and between undersigned counsel for the parties that  
12 the Conference now scheduled for December 4, 2007 at 2:00 p.m. be rescheduled and heard instead  
13 on January 29, 2008 at 2:00 p.m.

14  
15 Dated: November 30, 2007

**GLANCY BINKOW & GOLDBERG LLP**

16  
17 By: *s/Michael Goldberg*  
MICHAEL GOLDBERG

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*Attorneys for Plaintiff SHIRLEY ZELMAN,  
TRUSTEE, F/B/O SHIRLEY ZELMAN LIVING  
TRUST*

Dated: November 30, 2007

MORRISON & FOERSTER LLP

By: *s/Raymond M. Hasu*  
RAYMOND M. HASU

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*Attorneys for Defendants  
JDS UNIPHASE CORPORATION, JOZEF  
STRAUS, ANTHONY R. MULLER, and CHARLES  
J. ABBE*

**ORDER**

~~PURSUANT TO STIPULATION~~, IT IS HEREBY ORDERED THAT

The Further Case Management Conference currently on calendar for December 4, 2007  
~~be continued to January 29, 2008 at 2:00 p.m.~~ will be held as scheduled.

Dated: 12/3/07

By:   
Honorable Claudia Wilken  
United States District Judge

**PROOF OF SERVICE BY ELECTRONIC POSTING  
PURSUANT TO NORTHERN DISTRICT OF CALIFORNIA  
LOCAL RULES AND ECF GENERAL ORDER NO. 45  
AND BY MAIL ON ALL KNOWN NON-REGISTERED PARTIES**

I, the undersigned, say:

I am a citizen of the United States and am employed in the office of a member of the Bar of this Court. I am over the age of 18 and not a party to the within action. My business address is 1801 Avenue of the Stars, Suite 311, Los Angeles, California 90067.

On November 30, 2007, I served the following by posting such documents electronically to the ECF website of the United States District Court for the Northern District of California:

**STIPULATION FOR ORDER CONTINUING FURTHER CASE MANAGEMENT  
CONFERENCE**

on all ECF-registered parties in the action and, upon all others not so-registered but instead listed below:

Kenneth A. Elan  
Law Offices of Kenneth A. Elan  
217 Broadway, Suite 404  
New York, NY 10007

Aaron D. Hovan  
KMS  
830 Third Avenue, 10<sup>th</sup> Floor  
New York, NY 10022

**By Mail:** By placing true and correct copies thereof in individual sealed envelopes, with postage thereon fully prepaid, which I deposited with my employer for collection and mailing by the United States Postal Service. I am readily familiar with my employer's practice for the collection and processing of correspondence for mailing with the United States Postal Service. In the ordinary course of business, this correspondence would be deposited by my employer with the United States Postal Service that same day.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on November 30, 2007, at Los Angeles, California.

**S/Tia Reiss**  
Tia Reiss